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Request For Continued Examination (RCE) Transmittal

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Application Number	09/879,216
Filing Date	June 13, 2001
First Named Inventor	Robert E. Richard
Art Unit	1762
Examiner Name	Elena Tsoy
Attorney Docket Number	12013/59001

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 C.F.R. 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- ii. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____
- iii. ☒ Please do not enter the claim amendments filed on June 3, 2005, after the final Office Action, and instead please enter the Amendment Accompanying RCE enclosed herewith.
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. 1.17(i) required)
- b. ☐ Other _____

3. **Fees** The RCE fee under 37 C.F.R. 1.17(e) is required by 37 C.F.R. 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 11-0600. I have enclosed a duplicate copy of this sheet.
- i. ☒ RCE fee required under 37 C.F.R. 1.17(e) 09/13/2005 SZEWDIE1 00000127 110600 09879216
- ii. ☒ Extension of time fee (37 C.F.R. 1.136 and 1.17) (3 months) 01 FC:1801 790.00 DA
- iii. ☐ Other _____ 02 FC:1253 1020.00 DA
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Signature	<i>Douglas E. Ringel</i>	Date	Sept. 12, 2005
Name (Print /Type)	Douglas E. Ringel	Registration No. (Attorney/Agent)	34,416

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature	
Name (Print /Type)	Date

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**



Attorney Docket No.: 12013/59001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Robert E. RICHARD

Serial No.: 09/879,216

Filing Date: June 13, 2001

For: **USING SUPERCRITICAL FLUIDS TO
INFUSE THERAPEUTIC ON A
MEDICAL DEVICE**

Group Art Unit: 1762

Examiner: Elena Tsoy

Commissioner for Patents
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Alexandria, VA 22313-1450

AMENDMENT ACCOMPANYING RCE

SIR:

In connection with the filing of a Request for Continued Examination, the Applicant respectfully submits this Amendment.

The Commissioner is hereby authorized to charge any applicable fees and to credit any overpayment to deposit account no. 11-0600.